UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

UNITED STATES OF AMERICA	*	
	*	
V.	*	CRIMINAL NO. DR-14-CR-01769(2)-AM
	*	
JORGE PEREZ	*	

MOTION TO WITHDRAW AS COUNSEL

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes Tony Hernandez, Movant, and brings this Motion to Withdraw as Counsel and in support thereof shows:

1. Tony Hernandez, Movant is attorney of record for JORGE PEREZ, and was employed to represent Defendant.

2. Good cause exists for withdrawal as attorney for Defendant has been unable to communicate effectively with Defendant so as to be able to properly represent him in this matter. Additionally, Defendant has requested that Counsel withdraw and requested the Court appoint him an attorney. Finally, Defendant is unable to comply with the terms of the employment agreement with Movant.

3. This withdrawal is not sought for delay, but that Defendant might be represented by counsel of his choice.

4. The last known address of JORGE PEREZ is c/o GEO Corrections, 253 FM 2523 Hamilton Lane, Del Rio, Texas 78840.

5. The last known phone number of JORGE PEREZ is (210) 462-3108.

6. A copy of this motion has been delivered to JORGE PEREZ, who was thereby notified in writing of his right to object to this motion.

7. The pending settings and deadlines in this case are as follows:

   a. Deadline to Notify Court of Plea Agreement: July 13, 2015

   b. Docket Call and Rearraignment: July 14, 2015

   c. Trial: August 18, 2015.

PRAYER

WHEREFORE, PREMISES CONSIDERED, Movant prays that the Court will grant his motion to withdraw on the face of this pleading. Alternatively, Movant requests that the Court set this matter for a hearing so that Movant may present evidence in support of this motion

Respectfully submitted,

/s/ Tony Hernandez

Tony Hernandez
732 Culebra
DEL RIO, TX 78201
Tel: (210) 732-7112
Fax: (210) 732-3241
S.B.N. 00786380

MOVANT and ATTORNEY FOR DEFENDANT

NOTICE TO CLIENT

This is to notify you that this Motion for Withdrawal of Counsel is set for hearing at the time and place stated herein. You do not have to agree to this motion and if you contest the withdrawal of Tony Hernandez as attorney in this cause, you should appear at the hearing. If you do not oppose Tony Hernandez's withdrawal as attorney of record in this case, you may appear in court and inform the judge that you agree with this Motion. Included above is a list of the pending settings and deadlines in your case, which you will have to keep even if the motion is granted by the court.

Respectfully submitted,

(s) Tony Hernandez

Tony Hernandez
732 Culebra
DEL RIO, TX 78201
(210) 732-7112
(210) 732-3241 - Fax
S.B.N. 00786380
Attorney for Defendant

VERIFICATION

STATE OF TEXAS §
§
COUNTY OF BEXAR §

ON THIS DAY personally appeared Tony Hernandez, who, after being placed under oath, stated the following:

"My name is Tony Hernandez and I am the attorney of record for JORGE PEREZ and have been so at all material times relevant to this proceeding.

"I have read the Motion to Withdraw as Counsel and every statement is within my personal knowledge and is true and correct."

Tony Hernandez

Sworn to and subscribed before me on July 13, 2015.

ROSALINDA P. RIOS
MY COMMISSION EXPIRES
January 15, 2017

NOTARY PUBLIC

CERTIFICATE OF SERVICE

I certify that on July 13, 2015, I electronically filed the above motion with the Clerk of the Court using the CM/ECF system which will notify Mr. Ralph Paradiso, Assistant United States Attorney, 2205 Veterans Blvd., Suite A-2, Del Rio, Texas 78840, and further certify that on July 13, 2015, a true and correct copy of the above and foregoing document was served on Mr. Jorge Perez, c/o GEO Corrections, 253 FM 2523 Hamilton Lane, Del Rio, Texas 78840, by Certified Mail, return Receipt Requested, # 7013 1090 0002 3621 1730.

(S) Tony Hernandez
Tony Hernandez

CERTIFICATE OF CONFERENCE

I attempted to confer by electronic communication (email) with Mr. Ralph Paradiso, Assistant United States Attorney, as to the merits of this motion, but was unable to contact him.

(S)Tony Hernandez
Tony Hernandez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
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UNITED STATES OF AMERICA *
*
V. * CRIMINAL NO. DR-14-CR-01769(2)-AM
*
JORGE PEREZ *

ORDER ON MOTION TO WITHDRAW AS COUNSEL

On July ______, 2015, came before the court the Motion to Withdraw as Counsel filed on in this case.

The Court finds that there is good cause for withdrawal of Movant as counsel.

The Court further finds that:

a. The Motion for Withdrawal of Counsel was delivered to JORGE PEREZ.

b. The Motion included written notice to JORGE PEREZ of the client's right to object to the motion.

C. The Motion included the last known address of JORGE PEREZ as follows: c/o GEO Corrections, 253 FM 2523 Hamilton Lane, Del Rio, Texas 78840.

d. The motion included pending settings and deadlines in the case as follows:

(1) Deadline to Notify Court of Plea Agreement: July 13, 2015;

(2) Docket Call and Rearraignment July 14, 2015; and

(3) Trial, August 18, 2015.

IT IS THEREFORE ORDERED, that Movant is permitted to withdraw as counsel of record for JORGE PEREZ in this cause.

IT IS FURTHERED ORDERED that all notices in this cause shall be delivered to JORGE PEREZ in person or sent to JORGE PEREZ at that address shown above by both certified and regular first-class mail.

The Court ORDERS that Tony Hernandez, Movant, immediately provide written notification to JORGE PEREZ of any additional settings or deadlines now known to Tony Hernandez, of which JORGE PEREZ has not already been notified.

The Court finds the Motion should be and the same is hereby **GRANTED/DENIED.**

IT IS SO ORDERED this _____ day of _______, 2015.

____

HONORABLE ALIA MOSES
UNITED STATES DISTRICT JUDGE